



General Assembly

January Session, 2015

Raised Bill No. 853

LCO No. 2933



Referred to Committee on INSURANCE AND REAL ESTATE

Introduced by:
(INS)

***AN ACT CONCERNING ACCELERATED BENEFITS OF LIFE
INSURANCE POLICIES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 38a-457 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2015*):

4 (a) As used in this section:

5 (1) "Accelerated benefits" means benefits payable under a life
6 insurance policy sold in this state: (A) During the lifetime of the
7 insured, in a lump sum or in periodic payments, as specified in the
8 policy, (B) upon the occurrence of a qualifying event, as defined in the
9 policy, and certified by a physician or an advanced practice registered
10 nurse who is licensed under the laws of a state or territory of the
11 United States, or such other foreign or domestic jurisdiction as the
12 Insurance Commissioner may approve, and (C) [which] that reduce
13 the death benefits otherwise payable under the life insurance policy.

14 (2) "Insurance policy" or "policy" means an insurance policy or
15 certificate or rider or endorsement thereto.

16 (3) "Qualifying event" means (A) a medically determinable
17 condition suffered by the insured that can be expected to result in
18 death in a relatively short period of time, such as twelve months and
19 may include, but is not limited to, coronary artery disease, myocardial
20 infarction, stroke, kidney failure or liver disease, (B) a medical
21 condition that would, in the absence of extensive or extraordinary
22 medical treatment, result in death in a relatively short period of time,
23 such as twelve months, or (C) a medically determinable condition
24 suffered by the insured [, which] that has resulted in the insured being
25 considered [a] chronically ill, [individual for the purposes of Section
26 101(g) of the Internal Revenue Code of 1986, or any subsequent
27 corresponding internal revenue code of the United States, as amended
28 from time to time, and which has caused the insured to be confined for
29 at least six months in such insured's place of residence or in an
30 institution that provides necessary care or treatment of an injury,
31 illness or loss of functional capacity, and for which it has been
32 medically determined that such insured is expected to remain confined
33 in such place of residence or institution until death] as defined in
34 section 38a-465.

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2015	38a-457(a)
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Statement of Purpose:

To redefine "qualifying event" for purposes of accelerated benefits of a life insurance policy.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]